

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	
v.	§	No. 4:19CR264
	§	Judge Jordan
PETER YIN (11)	§	

**ELEMENTS OF THE OFFENSE**

The defendant, **Peter Yin**, is charged in Count One of the Superseding Indictment with a violation of 21 U.S.C. § 841(a)(1), Possession with Intent to Distribute Alprazolam and Fentanyl Resulting in Death. The essential elements that must be proved beyond a reasonable doubt in order to establish a violation of this section are:

1. That the defendant knowingly possessed a controlled substance;
2. That the substance was in fact Alprazolam and N-phenyl-N-[1-(2-phenylethyl)-4-piperidiny]propanamide (Fentanyl);
3. That the defendant possessed the substance with the intent to distribute it; and
4. That death resulted from use of Alprazolam and Fentanyl distributed by the defendant.

Respectfully submitted,

STEPHEN J. COX  
United States Attorney

/s/ Jay Combs  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 19th day of October 2020, the foregoing document was filed via CM/ECF which prompts an email notification of the filing to counsel of record.

/s/ Jay Combs  
JAY R. COMBS